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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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Sumihito Sago

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OLIFF & BERRIDGE, PLC
P.O. BOX 320850
ALEXANDRIA, VA 22320-4850

EXAMINER

ABRAHAM, AMJAD A

ART UNIT

PAPER NUMBER

1791

NOTIFICATION DATE

DELIVERY MODE

05/20/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

OfficeAction25944@oliff.com
jarmstrong@oliff.com

Office Action Summary	Application No. 10/563,987	Applicant(s) SAGO ET AL.	
	Examiner AMJAD ABRAHAM	Art Unit 1791	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 15 March 2010.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-10,20-22 and 24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-10,20-22 and 24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 10 January 2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Applicant's remarks and amendments, filed on March 15, 2010, have been carefully considered. Claim 1 has been amended. Therefore, claims 1-10, 20-22 and 24 are now pending review in this action.

New Grounds of Rejections due to applicant's amendments filed on March 15, 2010.

Claim Rejections - 35 USC § 112

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

2. Claims 5 and 9 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

- a. Specifically, the claimed compositions for the 1st and 2nd porcelain can be the same. See for example, a porcelain layer with a SiO₂ component of 60-70%, a AL₂O₃ component of 10-20%, a K₂O component of 5-15%, a Na₂O component 3-10%, a Li₂O component of .1-3%, a CaO component of 0.1-5 wt%, and a MgO component of 0.1-5 wt%. As these ranges would make the same porcelain the viscosity would be the same and not different as claimed in claims 1 and 7 for which claims 5 and 9 depend from.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 7-10 rejected under 35 U.S.C. 102(b) as anticipated by or, in the alternative, under 35 U.S.C. 103(a) as obvious over Brodtkin et al (USP No. 6,428,614).

5. Regarding claims 7-10, Brodtkin teaches a dental restoration comprising a metal core (substrate), with first porcelain (opaque layer) and second porcelain (body/regular layer) layered thereon. **(See column 11 lines 23 to column 12 lines 4 and column 7 lines 1-5).**

b. Moreover, Brodtkin teaches an example in which a regular porcelain layer (Body and Incisal Porcelain) is placed over an opaque porcelain. **(See column 7 lines 1-4).** Although Brodtkin is silent to the viscosity differential between the regular and opaque porcelain, Brodtkin teaches in table 3 examples of the composition of the regular porcelain (Body and Incisal) and the opaque porcelain. **(See table 3 in column 3 of Brodtkin).** These compositions fit the claimed (see applicant's claim 5) range for the porcelain layers provided by applicant as an example of the porcelain composition which would have the claimed viscosity characteristics.

i. For example, Brodtkin teaches wherein the regular/Body porcelain (2nd porcelain layer) has a SiO₂ (59-65%), AlO₃ (10-15%), K₂O (15-17%),

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Na₂O (4-6%), Li₂O (1.5-3%), CaO (0.5-2), MgO (non-essential—see table 6 showing .8%) and an opaque layer (1st porcelain layer) having a SiO₂ (59-65%), AlO₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%).

(See Table 3 and table 6 of Brodtkin).

ii. As the same compositions are present in Brodtkin as claimed by applicant the viscosity must also be different with the regular porcelain layer having a lower viscosity than the opaque layer.

iii. If not inherent, one having the ordinary skill in the art of making dental ceramics would know to alter these metal oxide compositions in order to change a physical property like that of viscosity. All the claimed elements were known in the prior art and one skilled in the art could have combined the elements as claimed by known methods with no change in their respective functions, and the combination would have yielded predictable results to one of ordinary skill in the art at the time of invention.

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

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2. The factual inquiries set forth in *Graham v. John Deere Co.*, 383 U.S. 1, 148 USPQ 459 (1966), that are applied for establishing a background for determining obviousness under 35 U.S.C. 103(a) are summarized as follows:

1. Determining the scope and contents of the prior art.
2. Ascertaining the differences between the prior art and the claims at issue.
3. Resolving the level of ordinary skill in the pertinent art.
4. Considering objective evidence present in the application indicating obviousness or nonobviousness.

3. Claims 1, 3-6, 20-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Janjic (USP No. 3,934,348) in view of Brodtkin et al. (USP No. 6,428,614) in view of Sozio et al. (USP No. 4,585,417).

4. Regarding claims 1 and 5, Janjic teaches a method for manufacturing a dental prosthesis. **(See abstract).**

a. Janjic further teaches

i. A step of preparing a substrate of the dental prosthesis that is constituted by a dental molding material. **(See three metallic layers that together comprise the substrate in figures 3-5 and abstract.)**

(1) According to applicant- any material can be used as the substrate. **(See page 14 of applicant's specification- paragraph [0036]).**

ii. A step of forming a back coating layer on the substrate of a first **(opaque)** porcelain. **(See figure 8 and volume 1 lines 48-54).**

(2) One having the ordinary skill in the art would know that porcelain is made of ceramic material.

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iii. A step of forming a casting mold (**die mold- See column 1 lines 33-38 disclosing that the dentist forms a mold from hard dental plaster.**) and having the substrate and the back coating layer being disposed in the casting mold such that a void is provided on the back coating layer. (**See figure 2 which shows a molding die with a female and male part).**

(3) Also see figures 3-6 showing the substrate and back coating being disposed in the die mold (cast mold).

(4) Casting is defined to give a shape to (a substance) by pouring in liquid or plastic form into a mold and letting harden without pressure. (**Merriam-Webster Online Dictionary).**

iv. A step of forming a cast coating layer (**Regular Porcelain Layer**) on the back coating layer (**Opaque Porcelain Layer**) by applying the regular porcelain into the void of the casting mold.

b. With respect to claims 1 and 5, Janjic does not explicitly teach wherein the second porcelain (**regular porcelain**) is constituted by ceramic whose composition is different from that of the ceramic material of the first porcelain (**opaque porcelain**), such that the viscosity of the second porcelain is lower than that of the first porcelain at the same casting temperature. Furthermore, Janjic is silent as to how the regular porcelain layer (second porcelain layer) is added to the first layer. Specifically, Janjic does not teach wherein the mold includes a passage for introducing the second porcelain under pressure using a casting

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mold heated to a casting temperature and wherein the second porcelain is introduced by using a ceramic holding portion which is part of the casting mold.

c. However, Brodtkin teaches an example in which a regular porcelain layer (Body and Incisal Porcelain) is placed over an opaque porcelain. **(See column 7 lines 1-4)**. Although Brodtkin is silent to the viscosity differential between the regular and opaque porcelain, Brodtkin teaches in table 3 examples of the composition of the regular porcelain (Body and Incisal) and the opaque porcelain. **(See table 3 in column 3 of Brodtkin)**. These compositions fit the claimed (see applicant's claim 5) range for the porcelain layers provided by applicant as an example of the porcelain composition which would have the claimed viscosity characteristics.

v. For example, Brodtkin teaches wherein the regular/Body porcelain (2nd porcelain layer) has a SiO₂ (59-65%), Al₂O₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%), CaO (0.5-2), MgO (non-essential—see table 6 showing .8%) and an opaque layer (1st porcelain layer) having a SiO₂ (59-65%), Al₂O₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%). **(See Table 3 and table 6 of Brodtkin)**.

vi. As the same compositions are present in Brodtkin as claimed by applicant the viscosity must also be different with the regular porcelain layer having a lower viscosity than the opaque layer.

vii. It would have been obvious to ones skilled in the art to modify Janjic with the teachings of Brodtkin for the benefit of a dual layer ceramic

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which has different physical properties. The compounds are well known for use in making ceramic dental components. One having the ordinary skill in the art of making dental ceramics would know to alter these metal oxide compositions in order to change a physical property like that of viscosity. All the claimed elements were known in the prior art and one skilled in the art could have combined the elements as claimed by known methods with no change in their respective functions, and the combination would have yielded predictable results to one of ordinary skill in the art at the time of invention.

d. With respect to claims 1 and 5, the combination of Janjic and Brodtkin do not teach how the regular porcelain layer (second porcelain layer) is added to the first layer. Specifically, Janjic does not teach wherein the mold includes a passage for introducing the second porcelain under pressure using a casting mold heated to a casting temperature and wherein the second porcelain is introduced by using a ceramic holding portion which is part of the casting mold.

e. However, Sozio teaches a modified mold which has ceramic holding portion (part 44 of figure 4) which can hold ceramic material (ingot or disc) which is heated and injected (under pressure using a plunger) into the cavity of a mold through a porcelain introducing passage (part 48 of figure 4). **(See figure 4 and column 9 line 47 to column 10 line 16).**

viii. It would have been obvious to one having the ordinary skill in the art to combine Janjic and Sozio for the benefit of ensuring that the entire

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casting space is filled with dental material such as ceramic/porcelain compositions.

5. Regarding claim 3, Janjic teaches wherein the substrate is made of metal. **(See column 1 lines 30-43 and figures 3-5).**

6. Regarding claims 4 and 6, Janjic does not expressly teach wherein the 1st porcelain is provided by porcelain whose viscosity as the casting temperature is at least 1.5 times as high as that of the 2nd porcelain and wherein the 1st porcelain viscosity is 2×10^6 to 5×10^7 cp and the 2nd porcelain is 1×10^6 to 3×10^7 cp.

ix. However as described above, Brodtkin teaches wherein the regular/Body porcelain (2nd porcelain layer) has a SiO₂ (59-65%), Al₂O₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%), CaO (0.5-2), MgO (non-essential—see table 6 showing .8%) and an opaque layer (1st porcelain layer) having a SiO₂ (59-65%), Al₂O₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%). **(See Table 3 and table 6 of Brodtkin).**

x. As the same compositions are present in Brodtkin as claimed by applicant the viscosity must also be different with the regular porcelain layer having a lower viscosity than the opaque layer.

xi. It would have been obvious to ones skilled in the art to modify Janjic with the teachings of Brodtkin for the benefit of a dual layer ceramic which has different physical properties. The compounds are well known for use in making ceramic dental components. One having the ordinary skill in the art of making dental ceramics would know to alter these metal

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oxide compositions in order to change a physical property like that of viscosity. All the claimed elements were known in the prior art and one skilled in the art could have combined the elements as claimed by known methods with no change in their respective functions, and the combination would have yielded predictable results to one of ordinary skill in the art at the time of invention.

7. Regarding claims 20-21, Janjic does not explicitly teach: (1) wherein the step of forming the back coating layer, the first porcelain layer is burned at a burning temperature of 900 to 1100 C and (2) wherein the step of forming the cast coating layer, the second porcelain is softened at a heating temperature of 800 to 1200 C.

f. However, Janjic does teach that the first (opaque) layer is baked starting at 800 F to 1825 F (430C to 1000 C). In addition, the second layer (regular) is baked at a temperature of 800 F to 1700 F. **(See column 1 lines 47-63)**.

g. It would have been obvious to one having the ordinary skill in the art at the time of the invention to adjust the casting temperature for the intended application, since it has been held that discovering the optimum value of a result effective variable involves only routine skill in the art. *In re Boesch*, 617 F.2d 272, 205 USPQ 215 (CCPA 1980).

8. Regarding claim 22, Janjic teaches that the cast coating layer (regular) is formed and covers the entire surface of the back coating layer (opaque). **(See figures 7 and 9)**.

9. Claims 2 and 24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Janjic (USP No. 3,934,348) in view of Brodtkin et al. (USP No. 6,428,614) in view of Sozio et al. (USP No. 4,585,417) in further view of *Fukuda et al.* (*Japanese Patent Publication 06-269466—made of record by the applicant*).

10. Regarding claim 2, the combination of Janjic, Brodtkin, and Sozio does not teach wherein the casting mold forming step includes: (1) a sub-step of forming, on at least a part of the surface of the back coating layer, a model layer made of a material that is eliminable by burning thereof, (2) a sub-step of embedding the model layer in a matrix constituting the casting mold; and a (3) sub-step of forming the casting mold, which is provided with the void corresponding to the model layer, by burning and eliminating the model layer after hardening the matrix.

h. However, Fukuda discloses this process which mimics the well known lost wax molding process. Fukuda discloses a process for forming an model layer of wax (32) onto the back coating layer (**1st casting layer- part # 31**). Fukuda further discloses the embedding the model layer into a casting mold and burning the wax material leaving the 1st casting material in a casting mold. (**See drawings 3-4 and paragraphs [0036-0037]**).

i. Janjic and Fukuda are analogous art because they are from the same field of endeavor which is casting porcelain layers onto a substrate. At the time of the invention, it would have been obvious to one having the ordinary skill in the art to use the lost wax molding process to dispose of the porcelain layer and substrate

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into a casting mold. Lost wax molding is well known in the art, specifically in the use of making dental prosthesis.

11. Regarding claim 24, the combination of Janjic and Sozio does not teach wherein the model layer is formed to have a configuration corresponding to the configuration of the cast coating layer. **(See drawing 4- showing the cavity that is left after burning the material in which the cast coating layer is added to).**

j. Janjic and Fukuda are analogous art because they are from the same field of endeavor which is casting porcelain layers onto a substrate. At the time of the invention, it would have been obvious to one having the ordinary skill in the art to use the lost wax molding process to dispose of the porcelain layer and substrate into a casting mold. Conventional lost wax molds are created sp that the burned out portion leaves the desired mold cavity.

12. Claims 7-10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Janjic (USP No. 3,934,348) in view of Brodtkin et al. (USP No. 6,428,614)
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13. Regarding claims 7 and 9, Janjic teaches a method for manufacturing a dental prosthesis. **(See abstract).**

k. Janjic further teaches

xii. A step of preparing a substrate of the dental prosthesis that is constituted by a dental molding material. **(See three metallic layers that together comprise the substrate in figures 3-5 and abstract.)**

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(5) According to applicant- any material can be used as the substrate. **(See page 14 of applicant's specification- paragraph [0036]).**

xiii. A step of forming a back coating layer on the substrate of a first **(opaque) porcelain. (See figure 8 and volume 1 lines 48-54).**

(6) One having the ordinary skill in the art would know that porcelain is made of ceramic material.

xiv. A step of forming a casting mold **(die mold- See column 1 lines 33-38 disclosing that the dentist forms a mold from hard dental plaster.)** and having the substrate and the back coating layer being disposed in the casting mold such that a void is provided on the back coating layer. **(See figure 2 which shows a molding die with a female and male part).**

(7) Also see figures 3-6 showing the substrate and back coating being disposed in the die mold (cast mold).

(8) Casting is defined to give a shape to (a substance) by pouring in liquid or plastic form into a mold and letting harden without pressure. **(Merriam-Webster Online Dictionary).**

xv. A step of forming a cast coating layer **(Regular Porcelain Layer)** on the back coating layer **(Opaque Porcelain Layer)** by applying the regular porcelain into the void of the casting mold.

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l. With respect to claims 7 and 9, Janjic does not explicitly teach wherein the second porcelain **(regular porcelain)** is constituted by ceramic whose composition is different from that of the ceramic material of the first porcelain **(opaque porcelain)**, such that the viscosity of the second porcelain is lower than that of the first porcelain at the same casting temperature. Furthermore, Janjic is silent as to how the regular porcelain layer (second porcelain layer) is added to the first layer. Specifically, Janjic does not teach wherein the mold includes a passage for introducing the second porcelain under pressure using a casting mold heated to a casting temperature and wherein the second porcelain is introduced by using a ceramic holding portion which is part of the casting mold.

m. However, Brodtkin teaches an example in which a regular porcelain layer (Body and Incisal Porcelain) is placed over an opaque porcelain. **(See column 7 lines 1-4)**. Although Brodtkin is silent to the viscosity differential between the regular and opaque porcelain, Brodtkin teaches in table 3 examples of the composition of the regular porcelain (Body and Incisal) and the opaque porcelain. **(See table 3 in column 3 of Brodtkin)**. These compositions fit the claimed (see applicant's claim 5) range for the porcelain layers provided by applicant as an example of the porcelain composition which would have the claimed viscosity characteristics.

xvi. For example, Brodtkin teaches wherein the regular/Body porcelain (2nd porcelain layer) has a SiO₂ (59-65%), AlO₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%), CaO (0.5-2), MgO (non-essential—see table

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6 showing .8%) and an opaque layer (1st porcelain layer) having a SiO₂ (59-65%), AlO₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%).

(See Table 3 and table 6 of Brodkin).

xvii. As the same compositions are present in Brodkin as claimed by applicant the viscosity must also be different with the regular porcelain layer having a lower viscosity than the opaque layer.

xviii. It would have been obvious to ones skilled in the art to modify Janjic with the teachings of Brodkin for the benefit of a dual layer ceramic which has different physical properties. The compounds are well known for use in making ceramic dental components. One having the ordinary skill in the art of making dental ceramics would know to alter these metal oxide compositions in order to change a physical property like that of viscosity. All the claimed elements were known in the prior art and one skilled in the art could have combined the elements as claimed by known methods with no change in their respective functions, and the combination would have yielded predictable results to one of ordinary skill in the art at the time of invention.

14. Regarding claims 8 and 10, Janjic does not expressly teach wherein the 1st porcelain is provided by porcelain whose viscosity as the casting temperature is at least 1.5 times as high as that of the 2nd porcelain and wherein the 1st porcelain viscosity is 2×10^6 to 5×10^7 cp and the 2nd porcelain is 1×10^6 to 3×10^7 cp.

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xix. However as described above, Brodkin teaches wherein the regular/Body porcelain (2nd porcelain layer) has a SiO₂ (59-65%), AlO₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%), CaO (0.5-2), MgO (non-essential—see table 6 showing .8%) and an opaque layer (1st porcelain layer) having a SiO₂ (59-65%), AlO₃ (10-15%), K₂O (15-17%), Na₂O (4-6%), Li₂O (1.5-3%). **(See Table 3 of Brodkin).**

xx. As the same compositions are present in Brodkin as claimed by applicant the viscosity must also be different with the regular porcelain layer having a lower viscosity than the opaque layer.

xxi. It would have been obvious to ones skilled in the art to modify Janjic with the teachings of Brodkin for the benefit of a dual layer ceramic which has different physical properties. The compounds are well known for use in making ceramic dental components. One having the ordinary skill in the art of making dental ceramics would know to alter these metal oxide compositions in order to change a physical property like that of viscosity. All the claimed elements were known in the prior art and one skilled in the art could have combined the elements as claimed by known methods with no change in their respective functions, and the combination would have yielded predictable results to one of ordinary skill in the art at the time of invention.

Response to Arguments

1. Applicant's arguments with respect to claims 1-10 and 20-22 and 24 have been considered but are moot in view of the new ground(s) of rejection.

2. **Applicant Argument #1**

a. Applicant has filed a declaration under 37 CFR 1.132 disclosing that the relationship between temperature and viscosity of porcelain depends on the composition of the porcelain used. Thus, the teaching of Janjic is insufficient for one having the ordinary skill in the art to determine whether there is indeed a difference in viscosity between the regular and opaque porcelain layer.

3. **Examiner Response #1**

b. In response, examiner has provided Brodkin as an example of a known dual layer ceramic composition which may be formed. As applicant has admitted via the declaration by Sumihito Sago, the viscosity of a porcelain is tied to the composition of the porcelain. Brodkin's example discloses the same compositions taught by applicant and thus must have the same viscosity differential. As Brodkin's dual porcelain configuration is similar to that of Janjic, it would have lead one having the ordinary skill in the art to conclude that the regular porcelain layer of Janjic is obviously of a lower viscosity than the opaque layer.

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Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to AMJAD ABRAHAM whose telephone number is (571)270-7058. The examiner can normally be reached on Monday through Friday 8:00 AM to 5:00 PM Eastern Time.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Phillip Tucker can be reached on (571) 272-1095. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

AAA

/Philip C Tucker/
Supervisory Patent Examiner, Art Unit 1791